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FILED.

DATED: 1:18 pm, March 25, 2024

U.S. MAGISTRATE JUDGE

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MATTHEW J. LOPES,

Defendant.

Case No. 2:24-mj-292-BNW

CRIMINAL COMPLAINT

VIOLATIONS:

Count One: 18 U.S.C. § 1361 – Willfully
Injuring or Committing Any Depredation
Against Property of the United States

BEFORE the Honorable Brenda N. Weksler, United States Magistrate Judge, in
Las Vegas, Nevada, the undersigned Complainant, being duly sworn, deposes and states:

COUNT ONE

Willfully Injuring or Committing Any Depredation Against Property of the United States
18 U.S.C. § 1361

On or about March 24, 2024, in the State and Federal District of Nevada and
elsewhere,

MATTHEW LOPES,

defendant, willfully and by means of throwing rocks at the windows, did injure and
commit a depredation against property of the United States and of any department or
agency thereof, including the General Services Administration, the United States Probation

Office, and the United States Bankruptcy Court, specifically the Foley Federal Building and U.S. Courthouse, 300 South Las Vegas Boulevard, in Las Vegas, Nevada, and the resulting damage was approximately \$5,000, in violation of Title 18, United States Code, Section 1361.

PROBABLE CAUSE AFFIDAVIT

1. Your Complainant, Khaled Kayyal, as a Supervisory Deputy U.S. Marshal with the United States Marshals Service (USMS), states the following as and for probable cause:

2. Your Complainant is a Supervisory Deputy U.S. Marshal with the USMS and has served as a sworn law enforcement officer with the USMS since 2005. Your Complainant served as a Deputy U.S. Marshal in Chicago for 13 years, assigned to the Special Response Team there. From 2019, your Complainant served in the District of Puerto Rico as a Judicial Security Inspector where he managed the Court Security Officer Program. From 2020, your Complainant has served in the District of Nevada as a Supervisory Deputy U.S. Marshal overseeing prisoner handling, courtroom operations, judicial protection, and investigative threats sections. Your Complainant is an investigative or law enforcement officer of the United States within the meaning of 18 U.S.C. § 2510(7), that is, an officer of the United States who is empowered by law to conduct investigations of and to make arrests for offenses enumerated in 18 U.S.C. § 2516.

3. Your Complainant has been involved in an investigation which is the subject of this Affidavit. Due to your Complainant's personal participation in this investigation and reports made to your Complainant by other deputies of the USMS, the Federal Protective Service (FPS), and the Las Vegas Metropolitan Police Department (LVMPD), your Complainant is familiar with the facts and circumstances surrounding the

1 investigation. Your Complainant 's training and experience as a Deputy U.S. Marshal,
2 including participation in this investigation, form the basis for opinions and conclusions set
3 forth below. While your Complainant has participated in the below described investigation,
4 your Complainant has not provided every fact known to him within this Complaint.
5 Rather, your Complainant has included only those facts necessary to establish probable
6 cause.

7 FACTS ESTABLISHING PROBABLE CAUSE

8 4. An investigation by the United States Marshals Service (USMS), the Federal
9 Protective Service (FPS), and the Las Vegas Metropolitan Police Department (LVMPD)
10 has determined that on March 24, 2024, Matthew LOPES intentionally threw rocks against
11 the windows Foley Federal Building and U.S. Courthouse, 300 South Las Vegas
12 Boulevard, in Las Vegas, Nevada, causing approximately \$5,000 in damage to the building.

13 5. The Foley Federal Building and U.S. Courthouse is the property of the
14 United States. It is held by and managed by the General Services Administration and used
15 and occupied by the United States Probation Office, the United States Bankruptcy Court,
16 and other departments or agencies of the United States Government.

17 6. Shortly before 4:00 p.m. on Sunday, March 24, 2024, Matthew LOPES
18 approached the Foley Federal Building and U.S. Courthouse, located at 300 South Las
19 Vegas Boulevard, in Las Vegas, Nevada. Recorded by security video, LOPES threw rocks
20 against the Foley Building, breaking and damaging windows of the Foley Building.
21 Security Officers at the Foley Building contacted LVMPD. Uniformed LVMPD officers in
22 marked patrol vehicles responded. As LOPES walked away from the Foley Building, a
23 security officer followed on foot, updating LVMPD during their response.

